

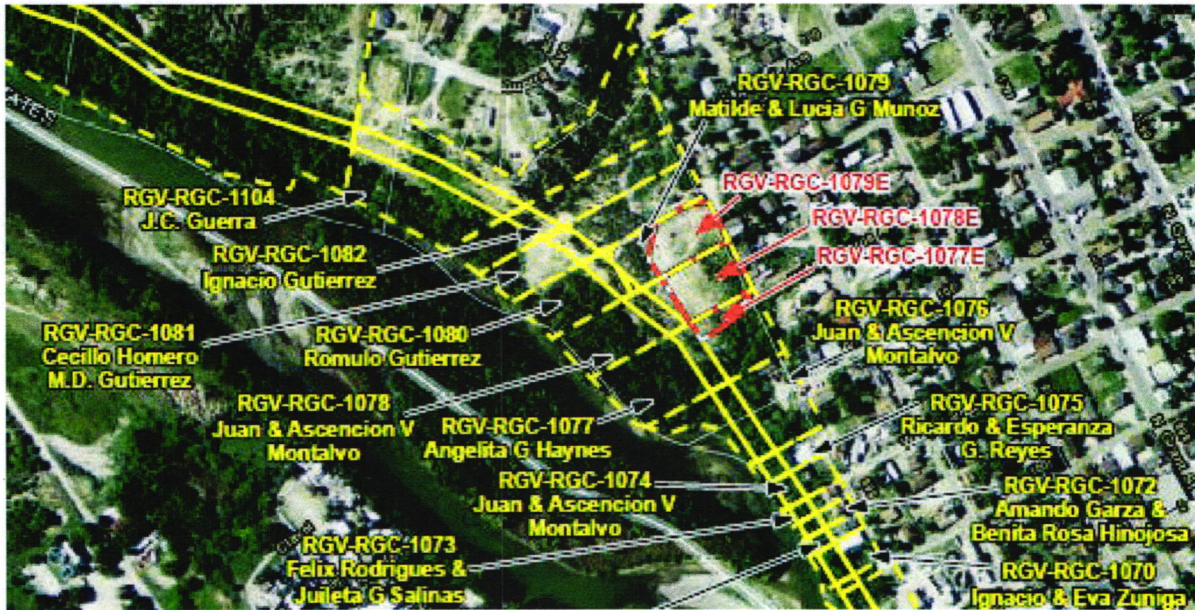
compensation in the amount of \$10,900 on June 25, 2009, and that deposit caused title to certain interests in real property to vest in the United States by operation of the Declaration of Taking Act, 40 U.S.C. § 3114.

This case involved the taking of both fee interests and easements:

- (a) Tract RGV-RGC-1104 – 0.707 acres of fee interest;
- (b) Tract RGV-RGC-1082 – 0.172 acres of fee interest;
- (c) Tract RGV-RGC-1081 – 0.181 acres of fee interest;
- (d) Tract RGV-RGC-1080 – 0.185 acres of fee interest;
- (e) Tract RGV-RGC-1079 – 0.031 acres of fee interest;
- (f) Tract RGV-RGC-1078 – 0.233 acres of fee interest;
- (g) Tract RGV-RGC-1077 – 0.282 acres of fee interest;
- (h) Tract RGV-RGC-1079E – an 0.690-acre temporary work area easement;
- (i) Tract RGV-RGC-1078E – an 0.760-acre temporary work area easement;
- (j) Tract RGV-RGC-1077E – an 0.194-acre temporary work area easement; and

[Doc. No. 23]. Altogether, the United States took 1.791 acres of fee interests in real property and temporary work easements of 1.644 acres. A map of the area appears on the next page:

[remainder of page intentionally left blank]



The United States has named a significant number of potentially interested parties, including at least two for whom the United States cannot locate a valid mailing address. Because the United cannot locate all potentially interested parties, the United States will need to publish notice of this taking pursuant to Fed. R. Civ. P. 71.1(d)(3)(B).

Intended Future Action

The United States intends to (a) publish notice pursuant to Fed. R. Civ. P. 71.1(d)(3)(B) then, after completing service by publication, (b) ask the Court to enter default pursuant to Fed. R. Civ. P. 55(a) against the parties who do not answer, then (b) request that the Court set this matter for trial. All interested parties will be entitled to participate in the trial, even those against whom the Court enters default. Fed. R. Civ. P. 71.1(e)(3).

[remainder of page intentionally left blank]

Due to the cost of publishing notice, the United States is waiting until it is able to publish notice for multiple cases at the same time. This is necessary in order to economically prosecute the Border Fence-related takings case. The United States intends to notify the Court after it has been able to publish notice.

Dated: December 7, 2018.

Respectfully submitted,

RYAN K. PATRICK,
United States Attorney

By: s/ Richard A. Kincheloe
Richard A. Kincheloe
Assistant United States Attorney
Attorney-in-Charge
United States Attorney's Office
Southern District of Texas
Texas Bar No. 24068107
S.D. Tex. ID No. 1132346
1000 Louisiana St., Suite 2300
Houston, Texas 77002
Telephone: (713) 567-9422
Facsimile: (713) 718-3033
Email: Richard.Kincheloe@usdoj.gov
Attorney for the United States of America

Certificate of Service

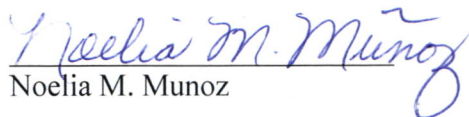
The undersigned certifies that he served the foregoing Response to the Court's Request for Status Update on the parties remaining in this case on December 7, 2018, by first-class U.S. mail, postage prepaid.

s/ Richard A. Kincheloe
Richard A. Kincheloe
Assistant United States Attorney

Certificate of Agreement

The undersigned potentially interested parties have reviewed the United States' Response to Court's Order for a Status Update and agree with the United States' evaluation of the status of the case.


Sylvia M. Ramirez


Noelia M. Munoz